

CHARTER TOWNSHIP OF DELTA
Public Meeting Room A
Delta Township Administration Building
7710 West Saginaw Highway
Lansing MI 48917

**TOWNSHIP BOARD REGULAR MEETING MINUTES FOR
MONDAY, OCTOBER 20, 2014**

I. CALL TO ORDER

Supervisor Fletcher called the meeting to order at 6:00 PM.

II. OPENING CEREMONIES – Pledge of Allegiance

III. ROLL CALL

Members Present: Supervisor Ken Fletcher, Treasurer Howard Pizzo, Trustee Jeff Hicks, Trustee Dennis Fedewa, Trustee Douglas Kosinski, Clerk Mary R. Clark, and Trustee Karen Mojica

Members Absent:

Others Present: Acting Manager Jeff Anderson, Assessing Department Director Brian Thelen, Community Development Director Mark Graham, Captain Jeff Campbell, Fire Chief John Clark, Assistant Fire Chief Mike Roman, Utilities Department Director Tom Morrissey, and Economic Development Coordinator Ed Reed.

IV. PRESENTATIONS AND PROCLAMATIONS – None

V. SET/ADJUST AGENDA

TRUSTEE KOSINSKI MOVED TO APPROVE THE AGENDA AS AMENDED. ADDING A DISCUSSION ON THE EATON COUNTY ROAD MILLAGE TO THE COMMITTEE OF THE WHOLE AGENDA.

TRUSTEE HICKS SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

VI. PUBLIC HEARINGS –

1. Tax Abatement Application for Air Lift Company

a. Public hearing

Mr. Thelen spoke about the proposal for the Air Lift Company. In order to grow its manufacturing capacity, Air Lift Company will be expanding their existing building by 40,000 square feet and installing additional personal property.

Clerk Clark asked if the method for tracking jobs would be in place.

Mr. Thelen indicated that there is a method, the company did comply, and they are maintaining the jobs that were proposed in the original tax abatement.

TRUSTEE FEDEWA MOVED TO CLOSE THE PUBLIC HEARING.

TRUSTEE MOJICA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

b. Board Resolution

TREASURER PIZZO MOVED TO APPROVE THE FOLLOWING RESOLUTION:

WHEREAS, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on September 7, 1982 the Delta Township Board by resolution established the Air Lift Industrial Development District as requested; and

WHEREAS, Air Lift Company has filed an application for an Industrial Facilities Exemption Certificate to make an investment of approximately \$727,000 in personal property and \$2,500,000 in real property for a total of \$3,227,000 creating an estimated 30 new jobs located within the Air Lift Development District; and

WHEREAS, before acting on said application, the Charter Township of Delta held a public hearing on October 20, 2014 at Delta Township, 7710 W. Saginaw Highway, Lansing, Michigan, 48917, at 6:00 p.m., at which hearing the general public, the applicant, the Assessor and a representative of the affected taxing authorities were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, installation of personal property or construction of real property improvements had not begun earlier than six months before September 23, 2014 the date of the acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, installation of the personal property and construction of the real property improvements will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the Charter Township of Delta; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the Charter Township of Delta, after granting this certificate, will exceed 5% of an amount equal to the sum of the SEV of the unit, however the granting of this Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the Charter Township of Delta, or impairing the

financial soundness of a taxing unit which levies ad valorem property taxes in the Charter Township of Delta.

NOW, THEREFORE, BE IT RESOLVED BY the Township Board of the Charter Township of Delta that:

The Township Board finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the Charter Township of Delta, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the Charter Township of Delta.

The application of Air Lift Company, for an Industrial Facilities Exemption Certificate with respect to investing approximately \$727,000 in personal property and \$2,500,000 in real property for a total of \$3,227,000 creating an estimated 30 new jobs located within the Air Lift Industrial Development District legally described as;

COM AT THE W 1/4 COR SEC 25 FOR POB, THENCE N 526.84 FT, S 89 DEG E 662.13, TH S 36 DEG W 649.71 FT, TH S 89 DEG W 280 FT TO POB. T4N, R3W, DELTA TOWNSHIP

Be and the same is hereby approved.

The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of 12 years after completion.

TRUSTEE HICKS SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

VII. COMMUNICATIONS – NONE.

VIII. PUBLIC COMMENTS FOR ITEMS NOT ON AGENDA *(maximum two minutes)*

IX. INTRODUCTION OF ORDINANCES

2. INTRODUCTION OF PROPOSED AMENDMENTS TO DELTA TOWNSHIP CODE OF ORDINANCES WATER SYSTEM

TREASURER PIZZO MOVED THAT THE DELTA TOWNSHIP BOARD INTRODUCE AMENDMENTS TO THE DELTA TOWNSHIP WATER SYSTEM ORDINANCE, BEING SECTIONS 40-58 THROUGH 40-63 OF THE TOWNSHIP'S CODE OF ORDINANCES. THE TOWNSHIP CLERK IS HEREBY DIRECTED TO ADVERTISE THIS INTRODUCTION IN LOCAL NEWSPAPERS.

TRUSTEE KOSINSKI SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

X. PASSAGE OF ORDINANCES –

3. Adoption of Proposed Changes to Delta Township the HazMat Cost Recovery Fee Schedule

CLERK CLARK MOVED THAT THE DELTA TOWNSHIP BOARD ADOPT AMENDMENTS THE DELTA TOWNSHIP HAZARDOUS MATERIALS COST RECOVERY FEE SCHEDULE, AND

FURTHER, THE TOWNSHIP CLERK IS HEREBY DIRECTED TO PUBLISH A NOTICE OF ADOPTION OF THE AMENDMENTS IN LOCAL NEWSPAPERS, AND THE AMENDMENTS SHALL BECOME EFFECTIVE UPON PUBLICATION.

DELTA TOWNSHIP FIRE DEPARTMENT
EMERGENCY SERVICES AND HAZ-MAT COST RECOVERY FEE SCHEDULE –
September 2014 Revision

PERSONNEL: Personnel costs shall be calculated as the actual labor expenses including eligible backfill and over-time rates in accordance with the fire department's pre-existing labor contracts and pay schedules. In the event the incident requires that the Delta Township Fire Department utilize fire, police and public service or other mutual aid agreements, the Delta Township Fire Department will recover costs for other agencies. These costs will consist of the actual labor expenses including eligible backfill and overtime rates in accordance with the mutual aid agencies actual labor expenses including eligible backfill and overtime rates. Mutual aid fire equipment will be billed at the rates contained in this fee schedule. Non-fire equipment will be billed at the provider's rates.

EMERGENCY PERSONNEL FROM OTHER DISTRICTS ROM OTHER DISTRICTS: In the event emergency personnel from a mutual aid agency are utilized, the rate shall The fees provided under this article shall be based on the attached fee schedule which is subject to review as needed by the Township Board.

APPARATUS: Costs shall be calculated according to the following schedule; mileage and fuel rates are included in the hourly equipment rates. Costs for fire mutual aid agencies will also be calculated using this schedule. Additional non-fire department equipment shall be compensated according to that agency, department or private contractor's schedule of charges.

Fire Engine:	\$250.00/hour
Ladder Truck	\$250.00/hour
Ambulance Standby	\$125.00/hour
(In the event of an actual transport of a patient to a medical facility, the patient will be billed)	
Water Tenders	\$125.00/hour
Brush Engines and/or All-Terrain Vehicles (ATVs)	\$225.00/hour
Support Units	\$50.00/hour

(These are supplemental units in support of the hazardous materials unit, ie: air unit, mobile command posts, etc.)

Hazardous Materials Unit \$225.00/hour

Crash - Specialized aircraft crash unit \$225.00/hour

Rescue Unit \$120.00/hour

(Equipped for special rescue operations such as heavy rescue units, confined space rescue units, etc.)

MILEAGE RATES: Mileage is paid for vehicles which are not eligible for hourly rate compensation. Payment rates are "wet rates" - All fuel, oil, insurance, maintenance, repair and other costs are included in the rate.

Cars \$.68/mile

Pick-ups \$.90/mile

Command Units \$.68/mile

SUPPLIES: Consumable supplies shall be billed at the actual replacement cost. General guidelines: All costs shall be submitted utilizing Delta Township Fire Department provided forms (see attached sample). Additional documentation shall be submitted if requested.

TRUSTEE HICKS SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

4. Adoption of Proposed Changes to Delta Township Code of Ordinance Chapter 16 Fire Prevention and Protection, Article IV Fire Alarm System

TRUSTEE KOSINSKI MOVED THAT THE DELTA TOWNSHIP BOARD ADOPT AMENDMENTS THE DELTA TOWNSHIP CODE OF ORDINANCE CHAPTER 16 FIRE PREVENTION AND PROTECTION, ARTICLE IV FIRE ALARM SYSTEMS, AND

FURTHER, THE TOWNSHIP CLERK IS HEREBY DIRECTED TO PUBLISH A NOTICE OF ADOPTION OF THE AMENDMENTS IN LOCAL NEWSPAPERS, AND THE AMENDMENTS SHALL BECOME EFFECTIVE UPON PUBLICATION.

ARTICLE IV. FIRE ALARM SYSTEMS

Sec. 16-74. Definitions.

Sec. 16-75. Purpose; false fire alarms.

Sec. 16-76. Generally.

Sec. 16-77. False alarm fines.

Sec. 16-78. Enforcement.

Sec. 16-79. Exceptions.

Sec. 16-80. Applicability.

Sec. 16-74. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

False alarm means the activation of a fire alarm system for the purpose of summoning the fire department, not including fire alarm systems within inhabited single family residential premises, which causes notification of such to be registered by the fire department which necessitates a response by the fire department, when that alarm is activated for a reason other than a fire, potential fire, or other emergency.

Fire alarm system means a detection device or assembly of equipment and devices arranged to signal the presence of any hazard requiring urgent attention and to which fire department personnel are expected to respond.

Fire department means the township fire department.

(Code 1992, § 12-39; Ord. No. 03-08, 6-2-2003)

Sec. 16-75. Purpose; false fire alarms.

The article is intended to provide the township with a means of applying reasonable regulations to reduce false fire alarm activity. False fire alarms pose a detriment to the public health, safety and welfare of residents, businesses, and all persons within the township through the misallocation of fire department resources. A reduction of false fire alarms will allow fire department personnel to be more available and to respond more readily to actual fire alarms and emergency situations which require immediate attention. The prohibition of false fire alarms and the regulation of fire systems are also necessary to preserve peace and tranquility within the township and to reduce the frequency and to defray the cost of response to false alarms by fire department personnel.

(Code 1992, § 12-38; Ord. No. 03-08, 6-2-2003)

Sec. 16-76. Generally.

Whenever the fire department responds to a false alarm, the property owner whose property is served by the fire alarm system shall be in violation of a municipal civil infraction and shall be subject to a civil fine in the form of a false alarm fine. Each instance shall be considered a separate offense and punishable as such.

(Code 1992, § 12-40; Ord. No. 03-08, 6-2-2003)

Sec. 16-77. False alarm fines.

The false alarm fines shall be as follows:

(1) First occurrence. There shall be no fine imposed for the first occurrence of a false alarm during a calendar year, but notice shall be given of the false alarm and the existence of this article.

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- (2) Second occurrence. There shall be a \$50.00 fine imposed for the second occurrence of a false alarm during a calendar year.
- (3) Third occurrences. There shall be a \$100.00 fine imposed for the third occurrence of false alarms during a calendar year.
- (4) Fourth occurrence. There shall be a \$250.00 fine imposed for the fourth occurrence of a false alarm during a calendar year.
- (5) Subsequent occurrences. There shall be a \$500.00 fine imposed for the fifth and all subsequent occurrences of false alarms during a calendar year.
- (6) Payment due. Payment of all fines and/or costs associated with this article shall be due within 30 days of the issuance of a citation. A late payment fee equaling 15% of the original fine shall be imposed for payment after 30 days.
- (7) Penalty. If any fines and or costs associated with this article are not paid, the municipal civil infraction citation may be filed with the district court in accordance with section 20-22(g).
- (8) Set by resolution of township board. The fines associated with this section may be set from time to time by the township board by resolution.

(Code 1992, § 12-41; Ord. No. 03-08, 6-2-2003)

Sec. 16-78. Enforcement.

This article shall be enforceable by the chief of the fire department, and those fire department personnel so appointed by the fire chief, who shall have the authority to issue and serve civil infraction citations. Civil infraction citations shall be issued and served to the owner of the property or business upon which the violation has occurred.

(Code 1992, § 12-42; Ord. No. 03-08, 6-2-2003)

Sec. 16-79. Exceptions.

The following circumstances shall not constitute a false alarm:

- (1) An alarm condition activated by damage to public utility lines, when the affected public utility corroborates that the damage to such lines caused the alarm.
- (2) An alarm condition caused by storm, tornado or other violent condition beyond the control of the property owner whose property is served by the fire alarm system.

(Code 1992, § 12-43; Ord. No. 03-08, 6-2-2003)

Sec. 16-80. Applicability.

This article shall apply only to fire alarm system false alarms as described herein.

(Code 1992, § 12-44; Ord. No. 03-08, 6-2-2003)

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

**5. Adoption of Proposed Changes to Delta Township Code of Ordinance
Chapter 16 Fire Prevention and Protection, Article II Fire Code
Ordinance**

TRUSTEE HICKS MOVED THAT THE DELTA TOWNSHIP BOARD ADOPT
AMENDMENTS THE DELTA TOWNSHIP CODE OF ORDINANCE CHAPTER 16 FIRE
PREVENTION AND PROTECTION, ARTICLE II FIRE CODE, AND

FURTHER, THE TOWNSHIP CLERK IS HEREBY DIRECTED TO PUBLISH A NOTICE
OF ADOPTION OF THE AMENDMENTS IN LOCAL NEWSPAPERS, AND THE
AMENDMENTS SHALL BECOME EFFECTIVE UPON PUBLICATION.

Sec. 16-20. Amendments.

a) The following sections are hereby revised:

Section 101.1. Insert: Delta Charter Township

Section 109.3. Insert: Misdemeanor; \$500.00; 93 days

Section 111.4. Insert: \$500.00; \$500.00

b) The following township amendments shall be in effect:

105.6.43 Temporary membrane structures, tents, and canopies is hereby amended to
read as follows:

105.6.43 Temporary membrane structures, tents, and canopies: An operational permit is
required to erect or operate an air-supported temporary membrane structure or tent 200
square feet or larger, or a canopy 400 square feet or larger, except for structures used
exclusively for camping. Tents shall be in accordance with the Delta Township Tent
Ordinance in its most current effect.

302.1 Definitions. New definitions added as follows:

All references throughout the Delta Fire Code to open burning or burning barrels shall be
referred to the Delta Township Open Burning Ordinance in its most current effect.

307.5 Regulated Activities is a new section added as follows:

307.5.3 Training Burns. Training burns may be permitted any time during the calendar year at the discretion of the fire chief or his designee.

906.3 Exceptions is a new section added as follows:

Section 906.3. Exceptions. Occupancy classifications Group A divisions 1—5; Group B; Group M and Group R divisions 1—4 shall be as follows:

1. Portable fire extinguisher(s) in occupancies not equipped with automatic fire protection systems shall have a minimum rating of 4A-60BC (10lbs. multipurpose) or equivalent with the maximum travel distance not to exceed 50 feet in any direction to an extinguisher.
2. Portable fire extinguisher(s) in occupancies equipped with automatic fire protection systems shall have a minimum rating of 4A-60BC (10lbs. multipurpose) or equivalent with the maximum travel distance not to exceed 75 feet in any direction to an extinguisher.

907.3.1 Duct Smoke Detectors is hereby amended with the following addition:

907.3.1 Duct smoke detectors connected to the fire alarm control unit shall be a "smart" type detector capable of sending condition information and being reset from the fire alarm panel. Detectors shall, upon activation, perform the intended function and activate the alarm notification appliances or activate a visible and audible full alarm.

907.6.5 Monitoring is hereby amended with the following addition:

907.6.5 Monitoring: Addition: An IP transmitter for fire alarm transmission is allowed but must be UL Standard listed. Any IP transmitters must have two modes of communication, one of which must be a POTS (Plain Old Telephone System) line.

1006.1 Illumination required is hereby amended to read as follows:

1006.1 Illumination required: Addition: The emergency egress lighting shall be tested in dark conditions and witnessed by the Delta Township Electrical Inspector and/or the Fire code Official.

3309. Section 3309. Division 1.4G Fireworks is a new section as follows:

Section 3309. Division 1.4G Fireworks.

3309.1 Definition of Division 1.4G Fireworks. Fireworks means that term as defined by the Michigan Fireworks Safety Act, Public Act 256 of 2011, MCL 28.451 et seq.

3309.2 The sale, display, storage, transportation, or distribution of fireworks shall comply with the provisions of the Michigan Fireworks Safety Act, Public Act 256 of 2011, MCL 28.451 et seq. Nothing in this section shall modify generally applicable township ordinances, including, without limitation, those regulating vendors, peddlers, transient merchants, solicitors, and hucksters.

(Code 1992, § 7-27; Ord. No. 01-04, § 2, 3, 12-17-2001; Ord. No. 10-47, 2-1-2010; Ord. No.13-78, § 1, 6-3-2013)

CLERK CLARK SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

**6. Adoption of Proposed Changes to Delta Township Code of Ordinance
Chapter 16 Fire Prevention and Protection, Article III Open Burning
Ordinance**

TRUSTEE MOJICA MOVED THAT THE DELTA TOWNSHIP BOARD ADOPT AMENDMENTS THE DELTA TOWNSHIP CODE OF ORDINANCE CHAPTER 16 FIRE PREVENTION AND PROTECTION, ARTICLE III OPEN BURNING, AND

FURTHER, THE TOWNSHIP CLERK IS HEREBY DIRECTED TO PUBLISH A NOTICE OF ADOPTION OF THE AMENDMENTS IN LOCAL NEWSPAPERS, AND THE AMENDMENTS SHALL BECOME EFFECTIVE UPON PUBLICATION.

ARTICLE III. OPEN BURNING [2]

Sec. 16-44. Definitions.
Sec. 16-45. Violations and penalties.
Sec. 16-46. Purpose.
Sec. 16-47. Prohibited activities.
Sec. 16-48. Regulated activities.
Sec. 16-49. Supplemental rules and regulations.
Sec. 16-50. Discretion of fire chief regarding burning.
Secs. 16-51—16-73. Reserved.
Sec. 16-44. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Open burning means the outdoor burning of any type of combustible materials, except for such burning which is contained within outdoor grills or barbecues, and is intended and commonly used for purposes of food preparation.

Permit means the authorization granted by the fire chief or his designee, pursuant to the criteria established in this article, consideration of weather conditions, and any other basis relative to health, safety and welfare of township residents.

Recreational fire means an open fire set on the ground and fueled only by wood, brush or charcoal. The materials fueling such a fire are limited to an area of three feet by three feet by three feet.

Training burn means any fire set by the fire chief, or his designee, for the purpose of training members of the fire department in techniques of fire control, management or prevention.

Yard waste means lawn clippings, leaves, twigs and branches (excluding stumps) not more than three inches in diameter and not more than four feet in length, weeds, brush, shrub clippings, and other plant matter which do not emit a foul or offensive odor when burned.

(Code 1992, § 7-47; Ord. No. 95-1, 3-20-1995; Ord. No. 99-1, 2-15-1999)

Sec. 16-45. Violations and penalties.

- (a) Persons found to be in violation of the Ordinance shall be subject to response fees as identified in the Delta Township Fire Department Emergency Services and Haz-Mat fee Schedule. At the discretion of the fire chief or their designee, the response fee for a 1st time offense not requiring fire department suppression, may be waived.

Sec. 16-46. Purpose.

The purpose of this article is to provide for the regulation of open burning within the township.

(Code 1992, § 7-46; Ord. No. 95-1, 3-20-1995; Ord. No. 99-1, 2-15-1999)

Sec. 16-48. Regulated and prohibited activities.

(a) Areas Zoned Residential:

1. A permit is required for all burning in Delta Township; residents must call beforehand to ensure appropriate weather conditions as instructed on the permit.
2. Burning barrels are NOT allowed in areas zoned residential.

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3. Only recreational fires are allowed in areas zoned residential. The material to be burned shall consist of natural firewood ONLY. No construction materials, yard waste, brush, leaves, rubbish, etc. may be burned at any time.
4. Permits are issued annually and expire on December 31st of the calendar year for which it is obtained.
5. A burning permit shall only be issued to the property owner. Renters must receive permission to burn from the property owner.
6. Recreational burning permits are valid from sunrise to 12:00 AM (midnight).
7. There shall be no burning within 25 feet of any structure or combustible material.
8. The burning area must be at least 5 feet within your property line.
9. The burning area may not exceed three feet in diameter and two feet in height.
10. Firewood shall be smaller than four (4) inches in diameter. NO STUMPS, LOGS OR BUILDING MATERIALS SHALL BE BURNED.
11. The burning area shall be constantly attended by an individual over the age of 18 years old and knowledgeable in the use of fire extinguishing equipment. The attendant shall supervise the fire until it has been extinguished. A source of water must be near the fire.
12. You shall not use any petroleum products to start the fire or keep it going.
13. The fire chief and/or his/her authorized representative have the authority to discontinue the permit if the smoke creates a nuisance or hazardous condition.
14. The fire chief and/or his/her authorized representative reserve the right to enter the premises to ensure proper compliance to the Burning Rules and Regulations.
15. The resident is responsible to provide the burning permit for inspection and/or surrender upon request.

Areas Zoned Agricultural:

1. Burning of Yard Waste may be permitted in all areas of the township zoned A-1 or A-2 any time during the calendar year between the hours of sunrise and sunset.
2. A permit is required for all burning in Delta Township, Permits are issued annually and expire on December 31st of the calendar year for which it is obtained.

Residents must call beforehand to ensure appropriate weather conditions as instructed on the permit.

3. The burning permit may be obtained on-line or in-person between the hours of 8:00 AM – 5:00 PM at Fire Station No. 1 Monday through Friday (excluding holidays).
4. Permits are issued annually; the resident is responsible to provide the burning permit for inspection and/or surrender upon request.
5. You must be physically in attendance at the fire at all times. The permit is valid from sunrise to sunset.
6. You must burn in your own yard, at least five feet from the property line and a minimum of 25 feet from any structure or combustible material.
7. You shall not use any petroleum products to start the fire or to keep it going.
8. You shall burn only what grows in your own yard (yard waste).
9. A source of water must be near the fire.
10. The brush shall be smaller than four (4) inches in diameter. NO STUMPS, LOGS OR BUILDING MATERIALS SHALL BE BURNED.
11. The brush pile cannot be any larger than 4' x 4' x 4'.

BURNING BARRELS

1. Burning barrels are allowed only in agriculturally zoned areas (A-1 or A-2).
2. The container must be fire proof, constructed of metal or masonry, with an approved spark arrester or screen with openings not more than 3/4" in diameter.
3. The container must be at least five feet from the property line and fifteen feet from any combustible object.
4. You can only burn on your own property.
5. You may burn only Class A (paper, cardboard and yard waste) products. No food, plastics, diapers, cans or garbage can be burned at any time.
6. You may burn only yard waste that is grown or has originated on your own property. No material may be brought in from another residence or location to be burned in Delta Township.

7. You may burn only between the hours of sunrise and sunset. The fire must be completely out by dark.
8. You shall not use any petroleum products to start the fire or keep it going.

Special Activities

1. Training burns may be permitted at any time during the calendar year at the discretion of the fire chief or his designee.
2. The fire chief may issue a permit for open burning on any public or private property being cleared for the purpose of development, or in cases deemed emergencies by the fire chief or his designee.

Sec. 16-49. Supplemental rules and regulations.

The chief is authorized to render interpretations of this Code and to make and enforce rules and supplemental regulations in order to carry out the application and intent of its provisions. Such interpretations, rules and regulations shall be in conformance with the intent and purpose of this Code and shall be available to the public during normal business hours.

(Code 1992, § 7-49.5; Ord. No. 99-1, 2-15-1999)

Sec. 16-50. Discretion of fire chief regarding burning.

All burning of any kind may be curtailed under extreme conditions as determined by the fire chief.

(Code 1992, § 7-50; Ord. No. 95-1, 3-20-1995; Ord. No. 99-1, 2-15-1999)

Secs. 16-51—16-73. Reserved.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

XI. CONSENT AGENDA –

TRUSTEE FEDEWA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TREASURER PIZZO SUPPORTED THE MOTION.

ROLL CALL:

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AYES: TREASURER PIZZO, TRUSTEE KOSINSKI, SUPERVISOR
FLETCHER, TRUSTEE HICKS, TRUSTEE MOJICA, TRUSTEE
FEDEWA, AND CLERK CLARK.

NAYS: NONE

ABSENT: NONE

THE MOTION PASSED 7-0.

7. Bills and Financial Transactions	\$4,351,514.91
Bond/Debt Payments	
Investments	
Payroll & Related	321,406.39
Refunds	21,398.03
Tax Distributions	2,545,663.37
Vendor Claims	1,463,047.12
Total	\$4,351,514.91

TRUSTEE FEDEWA MOVED TO APPROVE THE BILLS AND FINANCIAL
TRANSACTIONS IN THE AMOUNT OF \$ 23,213,013.78.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

8. Minutes –
October 6, 2014 Regular Township Board Meeting Minutes

TRUSTEE FEDEWA MOVED TO APPROVE THE OCTOBER 6, 2014 REGULAR
BOARD MEETING MINUTES.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

9. Set Public Hearing for Proposed FY2015 Budget

TRUSTEE FEDEWA MOVED THAT THE TOWNSHIP BOARD OF THE
CHARTER TOWNSHIP OF DELTA SET A PUBLIC HEARING ON THE FY2015
BUDGET FOR MONDAY, NOVEMBER 17, 2014, IN PUBLIC MEETING ROOM A
OF THE ADMINISTRATION BUILDING, AT 6:00 P.M., AND FURTHER

THAT THE TOWNSHIP CLERK BE DIRECTED TO ADVERTISE SUCH NOTICE
OF PUBLIC HEARING.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

10. Payment of Vouchers

TRUSTEE FEDEWA MOVED THAT THE TOWNSHIP BOARD GIVE THE FINANCE DIRECTOR THE AUTHORITY TO RELEASE PAYMENT OF VENDOR INVOICES, WHICH HAVE BEEN APPROVED BY THE TOWNSHIP CLERK THAT WOULD HAVE NORMALLY BEEN PRESENTED FOR PAYMENT AT THE NOVEMBER 3, 2014 MEETING, AND

FURTHER, THESE SAME VOUCHERS WOULD BE PRESENTED FOR TOWNSHIP BOARD APPROVAL AT THE BOARD OF TRUSTEES REGULAR MEETING SCHEDULED FOR NOVEMBER 17, 2014.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

11. Rescue Engine Purchase

TRUSTEE FEDEWA MOVED THAT THE BOARD OF TRUSTEES OF DELTA TOWNSHIP ACCEPT THE BID SUBMITTED BY SUTPHEN CORPORATION FOR ONE (1) CUSTOM SHIELD S3 RESCUE-PUMPER IN THE AMOUNT OF \$452,333.99 PER ATTACHED QUOTE WITH SPECIFIED ADDITIONS AND DELETIONS.

THIS PRICE ALSO INCLUDES A 100% PRE-PAYMENT DISCOUNT DUE WITHIN 30 DAYS OF SIGNED PURCHASE AGREEMENT AND PROVIDES A 100% PERFORMANCE BOND BY THE MANUFACTURER.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

12. Special Operations Cooperative Response Agreement (SOCRA)

TRUSTEE FEDEWA MOVED THAT THE DELTA TOWNSHIP BOARD HEREBY APPROVE THE CHANGES TO THE SPECIAL OPERATIONS COOPERATION RESPONSE AGREEMENT AS PROPOSED BY THE PUBLIC SAFETY COMMITTEE.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION – NONE.

XIII. ITEMS ADDED TO AGENDA UNDER SECTION V. SET/ADJUST AGENDA

XIV. ITEMS OF BUSINESS –

13. Signature Land Development Utility Agreement Board Approval

TREASURER PIZZO MOVED THAT THE TOWNSHIP BOARD APPROVE THE MUNICIPAL UTILITY AGREEMENT SUBMITTED BY SIGNATURE LAND DEVELOPMENT CORPORATION FOR THE EXTENSION OF THE PUBLIC WATER AND SANITARY SEWER MAINS TO SERVE THE ASHFORD MANOR NOS. 3 & 4 SUBDIVISIONS IN SECTION 20 OF DELTA TOWNSHIP. I FURTHER MOVE THAT THE TOWNSHIP SUPERVISOR AND CLERK BE AUTHORIZED AND DIRECTED TO SIGN THE AGREEMENT ON BEHALF OF THE TOWNSHIP.

TRUSTEE FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

14. Surplus Property – 5306 Millett Highway

TRUSTEE FEDEWA MOVED THAT THE TOWNSHIP BOARD APPROVE THE SALE OF REAL PROPERTY LOCATED AT 5306 MILLETT HWY. AND USE THE SEALED BID METHOD OF BIDDING FOR THE SALE.

TRUSTEE MOJICA SUPPORTED THE MOTION.

Trustee Hicks asked for an overview of the proposal.

THE MOTION PASSED 7-0.

XV. MANAGER'S REPORT – Jeff Anderson, Acting Township Manager

Mr. Anderson spoke about the litigation regarding Non-Stop Fireworks that has been ongoing for nearly 20 months. Judge Sauter dismissed the case.

Four driveway approaches have been poured at Huntington Acres. A contract has been signed with a landscaping company. It is expected the issues have been resolved.

Claiborne Heights and Michigan Ave. water projects both have punch lists created and items listed will be completed by Friday, October 31, 2014.

Webster Rd. punch list will be created this week. Anticipated completion will be within two weeks.

Residential Fire at 11020 Lotgreen. There was significant damage, and the cause of the fire is under investigation.

Interviews have been completed for the position of Administrative Assistant in the Township Manager's office. Reference and background checks are being completed now. It is expected the new hire will begin the first part of December.

Retiree health care seminar will be held on Thursday, October 23, 2014.

An independent study was done regarding property and casualty insurance. The outcome will be shared with the Board in the near future.

Trustee Fedewa asked for an update on the I-496 project.

Mr. Graham indicated that work was completed on schedule during the first two weekends, no work will be done October 25 and 26, 2014. Work will be done on I-496 the following two weekends, however the Delta Township portion of the work is complete.

XVI. COMMITTEE OF THE WHOLE

15. Eaton County Road Millage

Trustee Kosinski recommended the Township Board create an educational piece for Delta Township residents pertaining to the impact of the millage on township residents. After discussion a straw poll was taken regarding creating a fact sheet with Trustee Kosinski, Trustee Fedewa, Supervisor Fletcher, and Trustee Mojica supporting, and Trustee Hicks, Treasurer Pizzo, and Clerk Clark opposing because of timing.

TRUSTEE KOSINSKI MOVED THAT THE TOWNSHIP BOARD HOLD A SPECIAL MEETING ON THURSDAY, OCTOBER 23, 2014 AT 8:30 PM FOR THE PURPOSE OF APPROVING A PRO CON EDUCATIONAL PIECE REGARDING THE COUNTY ROAD MILLAGE.

TRUSTEE FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

XVII. PUBLIC COMMENTS –

Supervisor Fletcher shared a reminder regarding the Community Awards Reception on October 30, 2014 at 5:30 PM at the Crown Plaza Hotel, tickets are on sale for \$10.

XVIII. ADJOURNMENT –

Supervisor Fletcher adjourned the meeting at 7:08 PM.

CHARTER TOWNSHIP OF DELTA

KENNETH FLETCHER, SUPERVISOR

MARY R. CLARK, CLERK

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